Draft II-27, 4-11-48.

(1947) Department.

MS SERIES.

G.O. NO. 3928 MH.

25

Dated 1.12.47

[Despatch Abstract.]

Medical Institutions - South Kanara - Sri K. Raja Bantra, RMP, Kokkarne - Termination of agreement - Papers recommended.

In reply, please quote number, date and short title.*

_____ DEPARTMENT.

Received _____ *Registered* _____

From (Name) J.F.Saunders Esq., M.B.E.,I.C.S.,

(Designation) Special Officer, Dt.Board, S.Kanara,

Post Box _____, (Station) Mangalore.

Telegraphic Address _____

SECRETARIAT EDN. AND PUBLIC HEALTH DEPTT. 26 SEP 1947 GOVERNMENT OF MADRAS

SECRETARY TO GOVERNMENT EDUCATION & PUBLIC HEALTH DEPARTMENT 26 SEP 1947

To

The Secretary to Government,
Education & Public Health Department, Madras.

JOINT SECRETARY TO GOVT. 26896 26 SEP 1947 EDUCATION AND PUBLIC HEALTH DEPTT.

Roc.*No* 10198-A4-47, *dated* 15-9-1947. 19
22-9-47.

Sir,

*

Sub: Raju Bontra(Sri)K - Rural Medical Practitioner, Kokkarne - termination of agreement-orders requested.

Enclosures _____

_____

_____

Spare Copies

The Dy.Assistant Director General Medical Stores Depot, Madras in his letter E.M./NS/912 dated 15-4-1946 informed the President, Dt.Board that the indents for drugs from certain rural dispensaries for 1945-46 were not -- received by him and enquired as to when the indents would be sent. The above letter was communicated to the Rural Medical Practitioner, Kokkarne and other Rural Medical -- Practitioners for necessary action in this office L.Dis.No. 7401-46/26-4-1946. A reminder dated 27-5-1946 received from the Dy.Asst.Director General Madras in the matter was also communicated to all the Rural Medical Practitioners including the Rural Medical Practitioner, Kokkarne for sending a reply. As no reply was received from the Rural Medical Practitioner Kokkarne, he was charge-sheeted in this office Roc.No.10198-A4-46/3-10-1946 (copy enclosed) for the infringement of condition (3) of the agreement executed by him.

2. Though the charge-sheet was received by Sri.K. Raju Bontra, Rural Medical Practitioner, Kokkarne on 11-10-46 no reply has been sent by him till now. He was again given a chance in this office Roc.No.10198-A4-46 dated 27-5-1947 to submit his explanation to the charges framed in this office Ref on C.No.10198-A4-46/3-10-46. Though the above memo was received by him on 9-6-1947, he has not cared to reply the charges. The Dt.Medical Officer, South Kanara has, in hi F.Dis.No.406-DB-47/22-7-47, stated that he has no objection to the enforcement of clause 14 of the agreement as a disciplinary measure. In his last reply F.Dis.496-DB-47 dated 4-9-1947 he has informed the Special Officer, Dt.Board that the agreement executed by the Rural Medical Practitioner Kokkarne may be terminated.

3. This Rural Medical Practitioner has not only failed to comply with the directions issued from this office even after reminders were issued to him but has been -- supremely indifferent to the directions issued from this office. He has established himself ~~with~~ well in the village and he feels that he can get on without the assistance of the Board. A copy of the resolution No.882 dated 25-8-1947 of the Special Officer, Dt.Board in the matter of terminating the agreement dated 7-9-1945 of this Practitioner and a copy of Dt.Medical Officer's F.Dis.No.496-DB/4-9-47 are attached. I request the Government to approve of the

p.t.o.

proposal to terminate the agreement of the Rural Medical Practitioner. The agreement of the Rural Medical Practitioner is enclosed for reference and return. -- pp 9-32 below

22.9.47

For Special Officer.

Hys/22-9-47

22.9.47.

Proceedings of the President, Dt.Board, South Kanara,
Sri.A.Laxminarayana Rao, B.A.,B.L.,

Roc.10198-A4-46. dated 3-10-1946.

Subject: Raju Bontra (Sri)K - Rural Medical Practitioner, Kokkarne-charges framed.

O r d e r

The following charge is framed against Sri.K.Raju Bontra Rural Medical Practitioner Kokkarne in accordance with clause 14 of the agreement executed by him on 7-9-1945.

Breach of condition No.3 of the Agreement.

(a) In letter E/M/Ns/912 dated 15-4-46, the Dy.Assistant Director General, Medical Stores Depot, Madras intimated that the Annual indents for Medical Stores from 8 medical institutions mentioned therein including the Rural Dispensary Kokkarne for the year 1945-46, were not received by him till then, though they were due for compliance in November 1945 and enquired as to when the indents will be sent to him for compliance. The above letter was communicated to the Rural Medical Practitioners concerned for immediate necessary action in this office L.Dis.7401/46 dated 26-4-1946. No reply has been received from the Rural Medical Practitioner, Kokkarne though he was reminded on the subject on 3-6-1946, 26-6-46, 30-7-46 and 5-8-46.

(b) As per G.O.No.4586 P.H., dated 25-10-1941 the indent for Allopathic drugs for the year 1945-46 was due from the Rural Medical Practitioner in the Dt.Medical Office on 15-9-1945 but it was not at all sent by him.

2. As per clause (3) of the agreement the Rural Medical Practitioner was responsible to submit promptly the above information and indent and he has failed to submit them as stated above. Sri.K.Raju Bontra, Rural Medical Practitioner Kokkarne is therefore directed to submit his written explanation to the abov charges within 15 days from the date of receipt of this memo. He should also show cause why his agreement should not be terminated for his above conduct in having infringed the condition No.3 of the agreement. He is also directed to state whether he wishes to be heard in person and cite witnesses to be called and if so the list of witnesses with their full address should be furnished to this office with his explanation.

(sd) M.Sunder Rao,

For President, District Board,
South Kanara.

/True copy/

Hys/17-9-47

For Special Officer.

17.9.47

Extract from the proceedings of the Special Officer, District Board, South Kanara, dated 25-8-1947.

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882. Read this office Roc.10198-46/3-10-46 framing charges of breach of condition 3 of the agreement executed by Sri.K.Raju Bontra, Rural Medical Practitioner, Kokkarne.

Also Dt.Medical Officer's F.Dis. 406-DB-47 dated 22-7-47 stating that he has no objection to the enforcement of clause 14 of the agreement as a disciplinary measure.

RESOLUTION: "The agreement of Sri.K.Raju Bontra Medical Practitioner Kokkarne will be terminated as per clause (14) of the agreement executed by him".

sd/M.Sunder Rao,
for Special Officer.

/True extract/

For Special Officer.

Hys/17-9-47

17.9.47

Copy of letter F.Dis. 496-DB-47, dated 4-9-1947 of the District Medical Officer, S.Kanara addressed to the Special Officer, Dt. Board South Kanara.

Sir,

Sub: Agreement of Rural Medical Practitioner-Kokkarne-Termination of.

Ref: Your letter Roc.No.10198-A4-46/26-8-47

The agreement executed by the Rural Medical Practitioner Kokkarne may be terminated. The stock of Medicines in possession of the Rural Medical Practitioner may be taken over by the Medical Officer, L.F.Dispensary, Barkur and stocked in his dispensary.

sd/ P.A.Mathew,
District Medical Officer,
South Kanara.

/True copy/

Hys/17-9-47

For Special Officer.

17.9.47

ÈÐÍ ¢2

Endt. 76876 ¢2/47-1 ÍH D/ 3.10.47

Sub:- Estt - Medical - South Kanara Dt - Kokkarne - Rural Medl Practi-tioner - Termination of agreement.

Ref:- From the DO Dr.Pol, S Kanara - No. Roc. 10198-A4/47 D/ 15/22-9-47.

Referred to the SA for remarks.

To
The SA (with ref. to original letter)
RW 30.9.47.

KK 6/10.

2/30.9.47

1.10.47

30/9/47

C.F. 32.

~~Medical~~ Department

From (Name) Dr. S.L. Bhatia, CIE.MC. VHS.MA.MD(Cantab.)FRCP(Lond.)FRS(I)
Designation Surgeon-General with the
Station Government of Madras,
Madras 6.

Received ——— Registered ———

To

The Joint Secretary to Government,
Education and Public Health
Department, Madras.

Enclosures:

R. No. 87284-H/47. dated 4 November 1947.

Sir,

Sub:- Establishment - Medical - South Kanara District - Kokkarne - Rural Medical Practitioner - Termination of Agreement.

Ref:- Government endorsement No.76876-G2/47-1 P.H. dated 3-10-1947.

A copy of letter No.R.O.C.1769/47 dated 21-10-1947 from the District Medical Officer, South Kanara is herein enclosed for information of the Government with a copy of this office Memorandum ~~No~~ R.9972-H/47 dated 3rd April 1947.

It is noted that the Rural Medical Practitioner has applied for two months leave on loss of subsidy or in the alternative to accept his resignation. With a view to maintain ~~discipline~~ discipline I consider it advisable to accept his resignation.

Enclosures received with the above Government endorsement ~~are~~ is resubmitted. ~~herewith.~~

Your obedient servant,

for Surgeon-General
with the Government of Madras.

Copy of letter No.R.O.C.1769/47 dated 21-10-1947 from the District Medical Officer, South Kanara, Mangalore.

It was on account of the irregularities in replying to letters either by this office or by the Special Officer, South Kanara District Board, that I had referred to you in my letter R.O.C.76/D.B./47 dated 3-8-47 as to the disciplinary action to be taken against the Rural Medical Practitioner like him and in your R.No.9972/H dated 3-4-1947, given instruction as to action to be taken. On the basis of that, I advised the Special Officer, District Board accordingly, but had specially ~~xxx~~ pointed out the difficulty of procuring a Medical Practitioner to take up appointment in the place where Dr. Raju Bontra has established himself and the Special Officer has passed orders to terminate his services.

This Rural Medical Practitioner had not submitted his subsidy bills from April onwards. His April bill was received only on 15-10-47 and a copy of his covering letter dated 13-10-47 is enclosed. He has been paying the Midwife regularly from his private purse upto the end of August 1947 as is evident from a letter received from the Midwife on 20-10-1947 and also from the personal talk I had with the Midwife on 16-10-1947.

I had sent my Tour Programme on 11-10-1947 which he must have received on the evening of 12th or morning of

p.t.o.

of 13-10-47 and he sent an application dated 13-10-47, stating that his health is broken down and he should be either granted 2 months leave from 13-10-1947 without subsidy or in the alternative to accept his resignation. As per my tour programme I went to the place and the dispensary was closed, and the Medical Officer was reported to have left for Mangalore.

I was not able to inspect the dispensary last year as the Medical Officer had entered on leave at the time. I inspected the nearby dispensaries.

Extracts from the general impressions of inspection reports of the previous years 1941-1945 are attached. From this it is clear that the Medical Practitioner is popular and prosperous. What has made him indifferent to official correspondence, is I think, his ability to stand on his own legs without subsidy. Also the fact that he has been paying the midwife regularly without even sending the subsidy bills to this office shows his prosperity.

Copy of this office letter R.No.3972-H. dated 8-8-47 to the District Medical Officer, South Kanara.

Ref:- Your letter No.73/DM/47 dated 6-8-47 regarding Rural Medical Practitioners - indifference to duty - instructions.

The Rural Medical Relief Scheme is meant for a practitioner to settle down in a certain area to build up his practice with a view to render free medical treatment to the necessitous poor he is supplied with medicines besides a subsidy and he is expected to sign an agreement for the due performance of his duties. If he fails to answer communications either from the District Medical Officer or the President, District Board, he should be dealt with under clause 14 of the agreement. When removed from the rural dispensary he becomes unpopular and his successor will not find it difficult to build up practice and settle down there.

V.E.8/11.

True copy

for Surgeon-General with the Govt. of Madras

Copy of letter No. nil dated 17-10-1945 from Dr. Raju Pantra, Rural Medical Practitioner, Nemmara.

Sub:- Bills - late submission - condone delay prayed for -

Sir,

I humbly beg to submit the remaining bills to your office in person on 16-10-45 with my explanation for the delay.

Extracts from the general impressions of Inspection Reports of the previous years 1941-1945.

General Impression.

1941: A well equipped Rural Dispensary in a suitable building. Medical Practitioner appears to be both popular and prosperous.

1942: Dispensary kept clean. There are two past in-patients at the time of my visit. Out-patient attendance is well kept up. Medical Practitioner appears to be getting every skill.

1943: The Rural Dispensary is situated in a Central Place with suitable buildings and good equipment. The Medical Practitioner seems to be taking good interest in his work, and is very popular. The daily attendance of patient is well kept up.

1944. The Dispensary which is kept neat and tidy is situated in a central place. The Medical Officer is taking great pains in his work and is very popular in the place. The attendance of patients is very well kept up.

1945: This Rural Dispensary is situated in a central place and is kept quite neat and tidy. The doctor is very popular in the place and takes good interest in his work. The attendance in the dispensary is well kept up.

True copy

for Surgeon-General with Govt. of Madras

15

EPH(G2)

Memo:- 16876 G2/WJ - 3 PH D/ 1.12.47

Sub:- Medical Institutions - S. Kanara Dt - Sri K. Raju Bantra - R.M.P, Kokkarne - Termination of agreement - ~~orders pass~~.

Ref:- From the SO Dk Bd S Kanara no Roc. 10198-A4/47 dated 15/22.9.47

From the SA no. R 87284-H/47 - D/ 4.11.47.

A copy of the remarks of the SA in this letter read above, is communicated to the SO Dk Bd, South Kanara. The S.O is informed that the approval of Government either for termination of the agreement of Sri Raju Bantra, or for acceptance of his resignation, waiving the notice due from him, is not necessary and that the

Yes. It is therefore matter is left to the discretion of the Bench.

28/11/14

28-11-14

29/11/14

To

The SO (Bench)

S. Kanaan
(with a copy of P35
the SG

Dept
3/12

C.F. 32.

Department

From (Name) J.F.Saunders Esq.,
M.B.E.,I.C.S.,
Designation Special Officer, Dt. Board,
Station South Kanara, Mangalore.

15 DEC 1 7

Received Registered

To

The Secretary to Government,
Education and Public Health
Madras. / Department.

Enclosures:

No. Rc. 10198-A4-46 dated 12-12-47. 194 .

Sir,

Sub:- Raju Bantra (Sri.)K-Rural Medical Practitioner, Kokkarne-agreement executed-return requested.

Ref:- Government Memo. No. 76876-G2-47-3P.H. dated 1-12-47.

I request that Government may be pleased to return the agreement dated 7-9-45 executed by the Rural Medical Practitioner, Kokkarne sent as a enclosure to this office Rc.No. 10198-A4-46 d/ 22-9-47 as it has not been received back in this office.

12/12

bmss/ 12-12-47.

for Special Officer.

135 E
18/12

Ex H G2

Subject as above Encl: 98570 G2/47 - 16 H Dated. 18.12.47

Sub: - Medl. Inst^m - South Kanara Dt, -
Sri K. Raju Bantra, R M P, Kokkarne.
- Termination of agreement.

Please Ref from the SO Dn Pst S Kanara
No. Re 10198 - A4/46 Dated. 12.12.47.

The agreement dated 7.9.47 executed by Sri Raju Bantra, R M P, Kokkarne is herewith sent. Its receipt may kindly be acknowledged

17/12/47 (ec)

To
The SO Dn Pst, South Kanara
(with the agreement ab pp 9-32 of (A))
to be sent by Regd. Post.

R.C.No.10198/46-A4.

S.K.Dt.Board Office,
Mangalore, dated 7-1-48.

From
J.F.Saunders,Esq.,M.B.E.,I.C.S.,
Special Officer, Dt.Board,
South Kanara, Mangalore.

To
The Secretary to Government,
Education & Public Health, Dept.
MADRAS.

ASST. SECRETARY TO GOVERNMENT
12 JAN 1943
PUBLIC HEALTH DEPT.

Sir,

Sub: AGREEMENT OF RURAL MEDICAL PRACTITIONER, KOKKARNE - receipt - acknowledged.
Ref: Government endorsement No.98570-G2-47-1P.H dated 18-12-47.

I acknowledge the receipt of the agreement dated 7.9.1945 executed by Sri K.Raju Bontra, Rural Medical Practitioner Kokkarne received with the above Government order.

9.1.48

FOR SPECIAL OFFICER

RMP/9-1-48.

9/1/48

EI H G2

The papers may now be filed with

21/1/48

21.1.48

C.F. 32.

G

——————Department	Received ——————Registered——————
From (Name) S.R.Kaiwar Esq.,M.A., I.C.S.,	To
Designation Special Officer,	The Secretary to Government, Education and Public Health Department Madras.
Station District Board,S.Kamara.	

DEPUTY SECRETARY TO GOVERNMENT EDUCATION AND PUBLIC HEALTH DEPT. 17 MAR 1948

Enclosures:

Rc. No. 10198-A4-46 dated 13-3-1948 :

Sir.

Sub: MEDICAL RELIEF - Rural Allopathic Dispensary at Kokkarne - Temporary conversion into Dispensary of Indian Medicine - Sanction sought.

Ref:-Government Memo.No.76876-G2-47-3 P.H.dated 1-12-47.

20492 p399 (U) L039258f4

The agreement of Sri K. Raju Bontra, Rural Medical Practitioner, Kokkarne has been terminated in this office Procs.RC.No.10198-A4-46 dated 26-1-1948 and he handed over charge of the Dispensary to the L.F. Medical Officer,Barkur, on 24-2-1948.

hw encls.-3

The Rural Dispensary, Kokkarne remains closed from 24-2-1948 and the people of Kokkarne and its neighbouring villages will go without medical aid if arrangements are not made to run the Dispensary. Hence I have, in anticipation of the approval of Government, ordered the conversion of the

Dispensary into an Ayurvedic Dispnnsary and appointed Sri S. Narayana Madi, L.I.M., until an Allopathic Doctor is available for appointment. I request the Government to accord their approval to the temporary conversion of the Rural Dispensary. A copy of District Board Res.No. 1665, dated 8-3-1948 is enclosed.

Svk/15-3

FOR SPECIAL OFFICER.

15.3.48

Extract from the Proceedings of the Special Officer, District Board, South Kanara, dated 8-3-1948.

1665. Read Office note dated 2-3-48 to the effect that no Medical Practitioner of Modern Medicine is available to fill up the vacancy of Rural Medical Officer, Kokkarne after the termination of his agreement with effect from 24-2-1948 and also suggesting the temporary conversion of the Dispensary into Ayurvedic Dispensary in anticipation of the approval of Government

Resolution: "The Rural Dispensary at Kokkarne will temporarily be converted into an Ayurvedic Dispensary".

Sd: M.Sunder Rao,
For Special Officer.

/True Extract/

FOR SPECIAL OFFICER.

Svk/15-3

15.3.48

108
23/3

ERH Gz

Encl: 20092-G2.48. | RH 2/23-3 of.

Referred to the SG. for remarks.

3
20/3/48

RR
20/3/48

To

The SG (Incha

Copy of RH-3 above)
Rpw w.a copy
of SR
25/3/48

Ref. 25299-H/48 Office of the Surgeon-General with the Government of Madras, Madras 6
Dated 7th April'48.

From

Colonel S.D.Bhatia, CIE.MA.MC.MD (CANTAB)
FRCP (LOND). FRS (E).,
Surgeon-General with the Government of Madras.

To

The Joint Secretary to Government,
Education and Public Health Department, Madras.

Sir,

Sub: Medical Relief - Rural Allopathic Dispensary at Kokkarane - Temporary conversion into a Dispensary of Indian Medicine - sanction Sought.

Ref: Government Endt No.20092-G2-48 1 P.H dated 23-3-48.

The agreement of Sri K.Raju Bontra, Rural Medical Practitioner Kokkarane was terminated by the Special Officer, District Board South Kanara

p.t.o

as the Rural Medical Practitioner failed to reply to the communications of the District Board. The Rural Medical Practitioner has sent an appeal to this office for re-instatement in service. The appeal petition has been returned to him for resubission to Government through proper channel. It is therefore requested that the question of converting the Rural Dispensary at Kokkarne into a Dispensary of Indian Medicine may be kept in abeyance pending the disposal of appeal petition of Sri K.Raju Bontra.

Your obedient servant,

For Surgeon-General with the Government of Madras.

RS/3.4

102/13/4

27 Elvis

Memo - 20092 C2-48. 2 Pt. Dated 14.4.48.

Sub:- Medical Institutions - South Kanara Dt - Kokkarne - Rural dispensary of modern medicine - conversion into one of Indian medicine

Ref From the SO DMPH S. Kanara Rc. 10198-A4/47 dated 13.3.48

" SGMO 25299 H/48 2/7 4.48

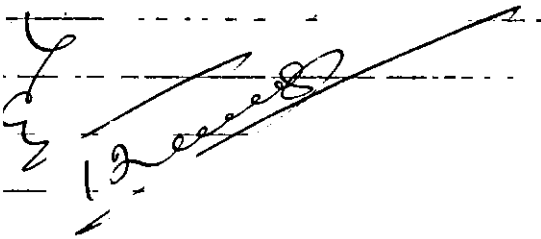
A copy of the remarks of the SG in his letter read above is communicated to the SO DMPH S. Kanara. In the circumstances stated by the SG the SO is informed that the question of converting the rural dispensary at Kokkarne into one of Indian Medicine should be kept in abeyance pending the disposal of the appeal petition of Sri. K. Raju

Bontia.

9448

JAR

9.4.48



To

Shri Sohanlal S Kanadia

(with a copy of this letter)

Copy to the SG.

Shri with greetings:

12.4.48

Sub - Medical Institutions - Rural - Subsidised - Kokkarne - RMP - Termination of agreement.,

Gro. 76896/47. Ref:- From the S.O. Dh Por S. Kanara No. Roc 10198-A4/47 dated. 15.9.47

fn 1-2 cf — p3 5 cf —

From the SG No R.87284-14/47 D/- 11.47

Please see the letter from the SO Dh Por South Kanara at pages 1-2 c.f and the SG's remarks thereon on paige 3-4 c.f. Sri. K. Raju Bontra, Rural Medical Practhoner, Kokkarne, it is stated, failed to submit the annual indents in respect of his dispensary in time and even after repeated reminders from the SO Dh Pol. It is stated that the RMP did not ever give a written explanation when called upon to do so, for this dereliction of duty. The S.O. Dh has therefore decided, in consultation with the D.M.O, to terminate the agreement of the Medl. Prachtioner. The resolution of the Dh Board, agreeing to the termination of the agreement is at page 5 c.f. It is now reported that the Medl. Practitioner has applied for two months leave on loss of subsidy or for accepting his resignation in the alternative. The SG recommends that with a view to maintain discipline, it is advisable to accept his resignation.

2. It is submitted that under cl(14) of p 3 (S)
this agreement to be executed by RMPs, in the
event of any alleged breach by a practitioner
of any agreement on his part or of any
alleged unsatisfactory work or gross misconduct
on his part, the President may terminate his
agreement after observing the due formalities
prescribed therein. The Board in the present
case, the SO appears to have observed all the
formalities prescribed under the rule. The Bd
has also decided to terminate this agreement
which has been accepted by the DMO also.
The sanction of Govt for the termination of
the agreement thereof does not appear
necessary. Now that RMP himself has offered
his resignation of the appointment, the SG
Concerned is unable to accept it with a view
to maintain discipline. In the circumstances,
this for orders whether the SO Bd may be
informed accordingly. The SO may accept the resignation waiving
the notice due from the RMP for the termination of the agreement.
3 Subject to orders a draft order is submitted
for approval.

4
8/11/47

18/11/47

I do not see why Govt need pass any
orders in this case. Under the agreement, cl.14,
the approval of Govt is not necessary for termination
of the agreement or for acceptance of resignation. So the
matter may be left to the discretion of the Dt Board.
Legal may see the draft.

20/11/47

Can we take action on this without legal? See.

29/11

PH no 76
20/11/47

D 12706

ASSISTANT SECRETARY
21 NOV 1947
LEGAL DEPARTMENT

Legal Department

Under clause 14 of the agreement entered into with the Rural Medical Practitioner, the approval of the Government is not necessary either (i) for terminating the agreement, or (ii) for accepting his resignation waiving the notice due from him. The Government being the appellate authority, it is inadvisable to give any instructions or advice to the District Board. The matter may be left to the discretion of the District Board. E. & P.H. may amend the draft on the above lines.

Legal no. no 12706/47 I
26 XI 47

C & PH
E & H

E & H Gr.

ASSISTANT SECRETARY TO GOVERNMENT
P3613
27 NOV 1947
EDUCATION AND PUBLIC HEALTH DEPARTMENT

Please see Legal note above. A revised draft memo is submitted for approval. After issue the papers may, for future reference, be

Ordr 3928 PH dated 1-12-47
Ms

Recorded.

Subj:- Medical Institutions - S. Kanara
- Sri K. Raja Bantra, R.M.P, Kokkarne
- Termination of agreement -
— Papers Recorded.